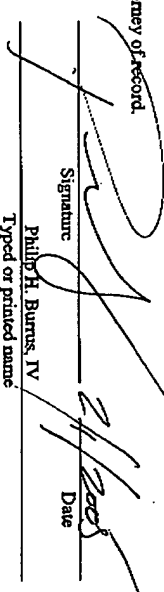


TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION		Docket Number: IS01378ESG
In re Application of: Garam et al. Application No.: 10/737,021 Art Unit: 2838 Filed: December 16, 2003 Examiner: Tibbits, Pia For: POWER FAULT BATTERY PROTECTION CIRCUIT		
<p>The owner Motorola, Inc. of one hundred (100%) percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/811,665, filed on March 26, 2004, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.</p>		
<p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submission on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <p>Signature:  Philip H. Burns, IV Date: 2/1/2005 Typed or printed name: Philip H. Burns, IV Telephone Number: 770-338-3614</p>		
<p><input checked="" type="checkbox"/> Terminal Disclaimer fee under 37 CFR 1.20(d) is included</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-203X.</p> <p>*Statement under 37 CFR 1.72(c) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324. This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending</p>		

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in this Submission 2


Application Number	10/737,021
Filing Date	December 16, 2003
First Named Inventor	Gerten et al.
Group Art Unit	2838
Examiner Name	Tibbitts, Pia
Attorney Docket Number	IS01378ESG

ENCLOSURES

(check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs <input type="checkbox"/> Remarks	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input type="checkbox"/> Other Enclosure(s) (please identify below)
---	--	---

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Philip H. Burrus, IV	Registration No.	45,432
Signature			
Date	2/1/2005		

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date listed below:

Typed or printed name	Philip H. Burrus, IV
Signature	
Date	2/1/2005

STATEMENT UNDER 37 CFR 3.73 (b)

Applicant/Patent Owner: Garcia et al. Filed/Issue Date: December 16, 2003
 Application No./Patent No.: 10/737,021
 Entitled: Power Fault Battery Protection Circuit

Motorola, a Corporation
 (Name of Assignee) (Type of Assignee e.g., corporation, partnership, university, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.

The extent (by, percentage) of its ownership interest is _____ %

In the patent application/patent identified above by virtue of either:
 A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 14826, Frame 6089, or for which a copy thereof is attached.

OR
 B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
 The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
 The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
 The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.
 (NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Philip H. Burns, IV
 Date 2/1/2005 Typed or printed name
770-338-3614 Telephone number

Philip H. Burns, IV Signature
Attorney for Applicant Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including publishing, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.



MOTOROLA

ENERGY SYSTEMS GROUP

FACSIMILE MESSAGE

ENERGY SYSTEMS GROUP

Intellectual Property

Integrated Electronic Systems Sector

1700 Belle Meade Court

Lawrenceville, Georgia 30043

Phone number: 770-338-3614

Fax number : 847-761-1288

Urgent ☐ Confidential ☐ Reply required ☐ Approved ☐ Not approved ☐

DATE: 2/1/2005 NO. OF PGS (including cover): 4

TO: FIN (IBERTS) FROM: THUR BURGUS

FAX NO.: 571-273-2065 PHONE NO.: 770-338-3614

COMMENTS:

Forwaste Trans -

Sorry for the confusion!

Thur Burgus

NOTICE: This facsimile transmission may contain information that is confidential or exempt from disclosure under applicable law. It is intended only for the person to whom it is addressed. Unauthorized use, disclosure, copying or distribution may expose you to legal liability. If you have received this transmission in error, please immediately notify us by telephone (collect) to arrange for the return of the documents received and any copies you may have made. Thank you.

IF YOU HAVE ANY PROBLEMS WITH THIS TRANSMISSION PLEASE CALL.